

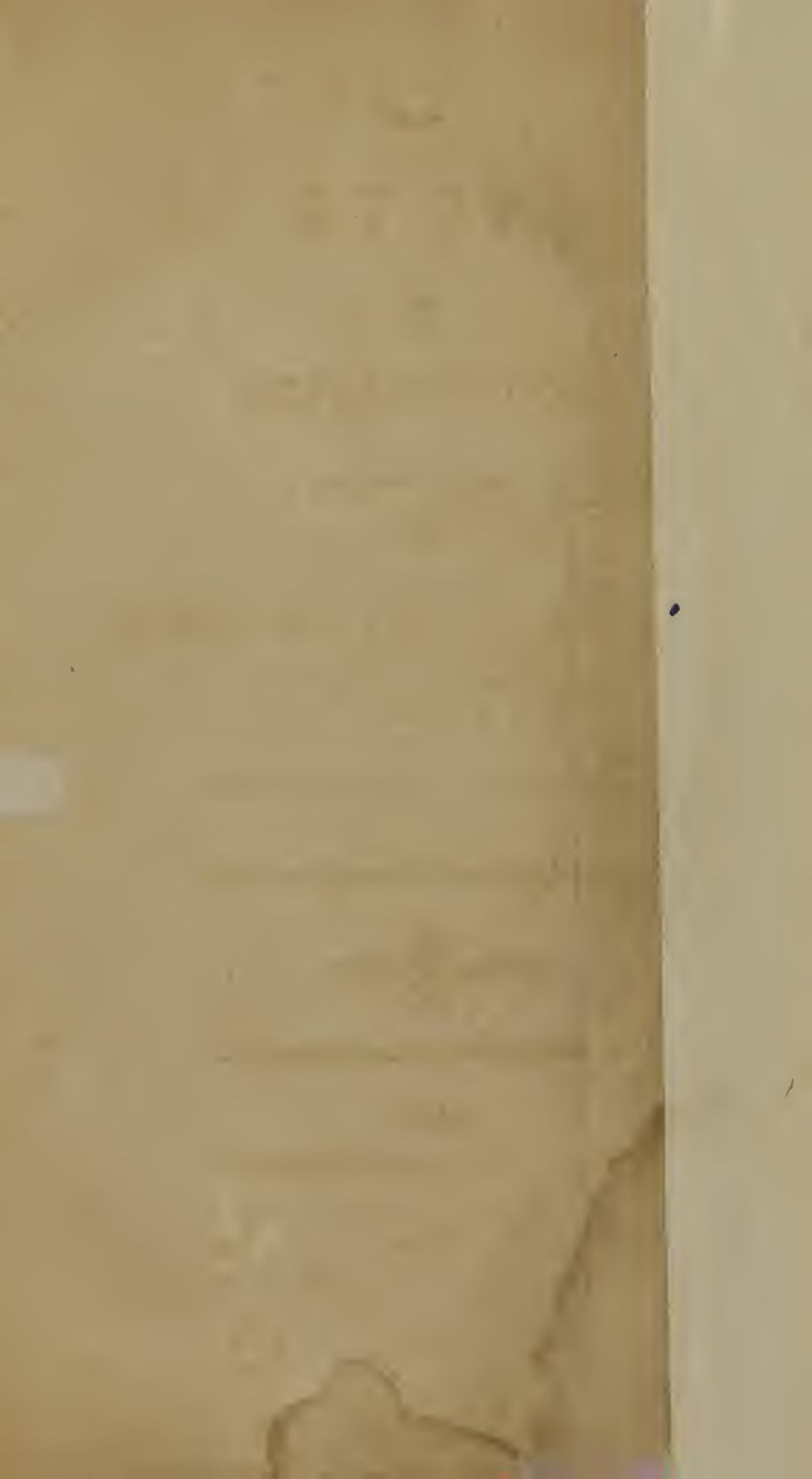
UNITED STATES OF AMERICA



FOUNDED 1836

WASHINGTON, D.C.

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THE
A C T S
OF
INCORPORATION,
TOGETHER WITH
THE
BY-LAWS AND ORDERS,
OF THE
MASSACHUSETTS MEDICAL SOCIETY.



SALEM:
PRINTED BY JOSHUA CUSHING.

.....
1806.

Aug 21 1864

My dear Mr. [illegible]

I have just received your letter of the 19th inst. and am
glad to hear that you are well. I am
also well and hope these few lines
will find you the same. I have not
time to write you more at present.

(N.Y.)

Acts of Incorporation.

COMMONWEALTH OF MASSACHUSETTS.

IN the year of our LORD, 1781.

An Act to incorporate certain Physicians, by the name of "The Massachusetts Medical Society."

AS health is essentially necessary to the happiness of society ; and as its preservation or recovery is closely connected with the knowledge of the animal economy, and of the properties and effects of medicines ; and as the benefit of medical institutions, formed on liberal principles, and encouraged by the patronage of the law, is universally acknowledged :

1. *Be it therefore enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, That Nathaniel Walker Appleton, William Baylies, Benjamin Curtis, Samuel Danforth, Aaron Dexter, Shirley Erving, John Frink, Joseph Gardner, Samuel Holten, Edward Augustus Holyoke, Ebenezer Hunt, Charles Jarvis, Thomas Kast, Giles Crouch Kellogg, John Lynn, James Lloyd, Joseph Orne, James Pecker, Oliver Prescott, Charles Pynchon, Isaac Rand, Isaac Rand, jun. Micojah Sawyer, John Sprague, Charles Stockbridge, John Barnard Swett, Cotton Tustis, John Warren, Thomas Welsh, Joseph Whipple, and William Whiting, be, and they hereby are, formed into, constituted and made a body politic and corporate, by the name of "THE MASSACHUSETTS MEDICAL SOCIETY ;" and that they and their successors, and such other persons as shall be elected in the manner hereafter mentioned, shall be and continue a body politic and corporate, by the same name, forever.*

2. *And be it enacted by the authority aforesaid, That the fellows of said society may, from time to time, elect a president, vice president and secretary, with other officers as they shall judge necessary and convenient ; and they, the fellows of said society, shall have full power and authority, from time to time, to determine and establish the names, number and duty of their several officers, and the tenure or estate they shall respectively have in their*

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offices ;

offices; and also to authorise and empower their president, or some other officer, to administer such oaths to such officers, as they, the fellows of said society, shall appoint and determine for the well ordering and good government of said society, provided the same be not repugnant to the laws of this Commonwealth.

3. *And be it enacted by the authority aforesaid*, That the fellows of said society shall have one common seal, and power to break, change and renew the same at their pleasure.

4. *And be it enacted by the authority aforesaid*, That they, the fellows of said society, may sue and be sued in all actions, real, personal or mixed, and prosecute and defend the same unto final judgment and execution, by the name of *The Massachusetts Medical Society*.

5. *And be it enacted by the authority aforesaid*, That the fellows of said society may from time to time elect such persons to be fellows thereof, as they shall judge proper; and that they, the fellows of said society, shall have power to suspend, expel or disfranchise any fellows of said society.

6. *And be it enacted by the authority aforesaid*, That the fellows of said society shall have full power and authority to make and enact such rules and by-laws, for the better government of said society, as are not repugnant to the laws of this Commonwealth; and to annex reasonable fines and penalties to the breach of them, not exceeding the sum of *twenty pounds*, to be sued for and recovered by said society, and to their own use, in any court of record within this Commonwealth proper to try the same; and also to establish the time and manner of convening the fellows of said society; and also to determine the number of fellows that shall be present to constitute a meeting of said society; and also, that the number of said society, who are inhabitants of this Commonwealth, shall not, at any one time, be more than seventy, nor less than ten; and that their meetings shall be held in the town of *Boston*, or such other place within this Commonwealth, as a majority of the members present, in a legal meeting, shall judge most fit and convenient.

And whereas it is clearly of importance that a just discrimination should be made between such as are duly educated, and properly qualified, for the duties of their profession, and those who may ignorantly and wickedly administer medicine whereby the health and lives of many valuable individuals may be endangered, or perhaps lost to the community:

7. *Be it therefore enacted by the authority aforesaid*, That the president and fellows of said society, or such other of their officers or fellows as they shall appoint, shall have full power and authority to examine all candidates for the practice of physic and surgery (who shall offer themselves for examination) respecting their skill in their profession; and if, upon such examination, the said candidates

candidates shall be found skilled in their profession, and fitted for the practice of it, they shall receive the approbation of the society, in letters testimonial of such examination, under the seal of the said society, signed by the president, or such other person or persons as shall be appointed for that purpose.

8. *And be it further enacted by the authority aforesaid,* That if the said president, and such other person or persons, so elected and appointed for the purpose of examining candidates as aforesaid, shall obstinately refuse to examine any candidate so offering himself for examination as aforesaid, each and every such person, so elected and appointed as aforesaid, shall be subject to a fine of *one hundred pounds*, to be recovered by the said candidate, and to his own use, in any court within this Commonwealth proper to try the same.

9. *And be it further enacted by the authority aforesaid,* That the fellows of said society may, and shall forever, be deemed capable in law, of having, holding and taking in fee simple, or any less estate by gift, grant or devise, or otherwise, any land, tenement or other estate, real or personal; *provided* that the annual income of the whole real estate that may be given, granted or devised to, or purchased by, the said society, shall not exceed the sum of *two hundred pounds*, and the annual income or interest of said personal estate, shall not exceed the sum of *six hundred pounds*; all the sums mentioned in this act to be valued in silver at *six shillings and eight pence* per ounce: and the annual income or interest of the said real and personal estate, together with the fines and penalties paid to said society, or recovered by them, shall be appropriated to such purposes as are consistent with the end and design of the institution of said society, and as the fellows thereof shall determine.

10. *And be it further enacted,* That the first meeting of the said Medical Society shall be held in some convenient place in the town of *Boston*; and that *Edward Augustus Holyoke*, Esq, be, and he hereby is, authorised and directed to fix the time for holding the said meeting, and to notify the same to the fellows of said Medical Society.

[This act passed *November 1st, 1781.*]



An Act in addition to an Act, passed in the year of our Lord one thousand seven hundred and eighty-one, entitled, "An Act to incorporate certain Physicians, by the Name of The Massachusetts Medical Society."

WHEREAS some doubts have arisen with respect to the extent of the powers given to, and duties required of, the said society, by the act to which this is in addition, touching the examination of any candidates for the practice of physic and surgery, "who shall offer themselves therefor, respecting their skill in their profession," as well as with respect to the authority of the said society, to demand and receive a suitable compensation for their time, trouble and expense, in examining candidates, and for the letters testimonial, which by the said act they are required to give to such as shall be approbated :

For removing the said doubts,

1. *Be it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, That it shall be the duty of the said Massachusetts Medical Society, in order more effectually to answer the designs of their institution, from time to time to describe and point out such a medical instruction, or education, as they shall judge requisite for candidates for the practice of physic and surgery, previous to their examination before them, or their officers appointed for said purpose, respecting their skill in their profession, and shall cause the same to be published in three newspapers, in three different counties within this Commonwealth : and every candidate examined and approved by the president and fellows of the said society, or such of their officers or fellows as they shall appoint, shall be held to pay such reasonable fees of office as shall be established by the said society, for the examination of candidates, and letters testimonial in favour of such as shall be approbated ; and the treasurer of the said society, for the time being, shall have full power and authority to sue for and recover the same, in any court proper to try the same.*

2. *And be it further enacted, That the eighth enacting clause of the said incorporating act, making the president, or such other person or persons as shall be elected for the purpose of examining candidates, each and every of them, subject to a fine of one hundred pounds, in case of obstinate refusal to examine any candidate offering himself therefor, be, and it is hereby, repealed.*

3. *And be it further enacted, That from and after passing this act, whenever the officers appointed for examining candidates for the practice of physic and surgery, shall obstinately and unreasonably*

reasonably refuse to examine such as may apply therefor, respecting their skill in their profession, the officers, so refusing, shall be subject to a fine not exceeding *one hundred pounds*, nor less than *twenty pounds*, to be sued for and recovered by the candidate injured, and to his own use, in any court within this Commonwealth, proper to try the same.

[This act passed *February 10th, 1789.*]

An Act in addition to an Act, entitled, "An Act to incorporate certain Physicians, by the name of the Massachusetts Medical Society."

WHEREAS the Act entitled, "An Act to incorporate certain physicians by the name of the Massachusetts Medical Society," has been found, in its operation, insufficient to effect the important and desirable purposes for which it was designed :

1. *Be it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same,* That the fellows, for the time being, of the said Massachusetts Medical Society, in any meeting or meetings, to be called and holden for the purpose, before the next annual meeting, shall have authority to elect into that corporation, and to be fellows thereof, such and so many suitable persons, being physicians or surgeons resident within this Commonwealth, as they shall see fit, any thing in the act, to which this is in addition, to the contrary notwithstanding. *Provided,* that all persons so elected, shall, within one year after such election, subscribe the by-laws of the said society, or otherwise declare, in writing, their assent thereto, or such election shall be void.

2. *And be it further enacted,* That at the next annual meeting of the fellows of said society, and afterwards at every annual meeting thereof, there shall be chosen by ballot, in which any absent member may vote by his proxy, duly authorised in writing, so many counsellors as the said society shall, from time to time, judge necessary and expedient, who shall hold their offices for the year next ensuing their election, and until another election of counsellors in their place ; and the fellows, at their annual meetings, whenever such a number shall be present as the regulations of the society may require, may revise, alter, enlarge, and repeal, the by-laws of the said society, as the major part of the fellows present may see fit, and not otherwise.

3. *And be it further enacted,* That the counsellors of the said corporation, and their successors after them, shall assemble and convene

vene, three times in the year, at such times and places, as the by-laws of the said corporation shall hereafter direct. *Provided*, That the first meeting be within thirty days after the annual meeting of the said society; and the said counsellors shall assemble and convene at any other time, as the by-laws of the said corporation shall hereafter direct, and whenever notified to convene by their presiding officer; and the meeting of the said counsellors shall be held in the town of *Boston*, or as near thereto as may be; and at the said first meeting of the counsellors, after the annual meeting of the said society, the said counsellors shall proceed to appoint, from among themselves, a president, and such other officers of the said corporation, as are and shall be required in the rules and by-laws thereof to be so appointed; likewise five examiners or censors, for the examination of all persons who, having been students in medicine and surgery, agreeably to the regulations of the said society, shall offer themselves to be approved and licensed, as practising physicians and surgeons; and the said counsellors, at any of the three stated meetings of the same, and only at these meetings, and after three months nomination of every candidate, and not otherwise, by a major vote of those present, may elect any suitable person or persons, to be a fellow or fellows of the said society. *Provided*, That all practising physicians and surgeons, resident within this Commonwealth, who shall be so elected, shall, within one year after such election, subscribe the by-laws of the said society, or otherwise declare, in writing, their assent to the same, or such election shall be void. And all persons, not practising physicians or surgeons, or not resident within this Commonwealth, who shall be so elected, may be deemed honorary members of the said society, and, at any meeting of the said counsellors, they may fill any vacant office, and perform any other duties, as the by-laws of the said corporation shall direct.

4. *And be it further enacted*, That, for the purpose of examining candidates as aforesaid, three, at least, of the examiners or censors, who shall be appointed as aforesaid, shall be convened in the town of *Boston*, on the Thursday next preceding the annual meetings of the said society, and at such other times and places as the by-laws of the said society shall direct; and every candidate, who, upon examination, shall be approved by a majority of the said examiners, shall be entitled to letters testimonial of their approbation, and of their license, to such candidate, to become a practitioner in medicine or surgery; under the hands of the examiners consenting thereto: and to such letters testimonial, the seal of the said corporation shall be affixed, by the president or secretary, if any there shall be, with the signature of the same; and every person, who shall receive the said letters testimonial, and such

such also as hereafter may be admitted to the degree of bachelor of medicine at Harvard University, shall be entitled to the use of the libraries of the society, under such restrictions as the counsellors may direct: and after three years approved practice in medicine and surgery, and being of good moral character, and not otherwise, shall, upon application, and subscribing the by-laws as aforesaid, be admitted a member of the said corporation while a resident practitioner of medicine or surgery within this Commonwealth.

5. *And be it further enacted*, That the said counsellors, upon the application of any five members of the said society, may establish, within such districts and portions of this Commonwealth, as they shall think expedient, subordinate societies, and meetings, to consist of the fellows of the said corporation residing within such districts respectively, wherein the communication of cases and experiments may be made, and the diffusion of knowledge in medicine and surgery may be encouraged and promoted; and the counsellors aforesaid, upon application from such subordinate societies, may appoint five examiners or censors, within such districts, who shall be authorized and empowered to examine such candidates for the practice of physic and surgery, as shall present themselves for such examination. And every candidate, who, upon examination, shall be approved by a majority of the examiners or censors aforesaid, shall be entitled to letters testimonial, in the same manner as is provided in the fourth section of this act. And the members of such subordinate societies shall be holden to report to the counsellors of the general society, all such cases as may be selected for their importance and utility; and the said subordinate societies shall be subject to the regulations of the general society, in all matters, wherein the general society shall be concerned; and the said subordinate societies may appoint their own officers, and establish regulations for their particular government, not repugnant to the by-laws of the general society; and shall be capable to purchase, and receive by donation, books, philosophical and chirurgical instruments, or other personal property, and may hold and dispose of the same, exclusive of any authority of the general society.

6. *And be it further enacted*, That all matters and clauses, contained in the act aforesaid, to incorporate certain physicians by the name of the Massachusetts Medical Society, which are contrary to the purview of this act, shall be, and they hereby are, repealed.

7. *And be it further enacted*, That the fellows of the said corporation shall not be liable to be enrolled or mustered in the militia of this Commonwealth.

[This act passed March 8th, 1803.]

BY-LAWS.



BY-LAWS.

CHAP. I. *Of the General Society.*

MEETINGS.

1. **T**HE annual meeting of the fellows of the Massachusetts Medical Society shall be holden on the first Wednesday in June, at 10 o'clock, A.M. in the town of Boston (if practicable) at such place as the president may appoint; fourteen days notice, at least, being previously given in two public papers; at which meeting ten fellows shall constitute a quorum for transacting business.

2. *Order of Business.* At the opening of this meeting the recording secretary shall read the proceedings of the last annual meeting, and lay before the society the transactions of the counsellors in the year preceding; also report the names of those who have become fellows or honorary members during that time, if any such there may be: the report of any committee or committees shall then be received: the subject of the by-laws and regulations of the society shall next come under consideration, and any alteration therein, which shall be judged expedient, shall then be made: the number of fellows who shall be the counsellors of the society for the year ensuing, shall next be determined, and their election forthwith take place, in counties or districts: a discourse or dissertation on some medical subject, to be delivered by the person appointed

ed by the counsellors for that purpose, shall next be attended to : and then attention shall be given to such communications as the counsellors shall think proper to make, and to any propositions which may be thought conducive to the welfare of the society, or to the general interest of medical science.

3. *Assessment.* Every fellow of the society shall annually contribute two dollars to the funds of the society ; and shall pay the same to the treasurer thereof, or to the treasurer of the district society of which he is a member ; and no fellow shall be allowed the loan of any book, or other article, belonging to the general or any district society, nor be allowed to vote, at any meeting of the general or of the district society, whereof he is a member, until he shall have made such payment.

4. *Proxies.* Every fellow of the society shall be allowed to vote by his proxy, empowered by a writing under his hand, at any meeting of the society, where, if present, he would have a right to vote in person.

5. *Resignations.* The counsellors may, for satisfactory reasons, permit a fellow to resign his fellowship, and he shall thereupon be considered an honorary member ; but not otherwise.

6. *Expulsion.* No fellow of the society shall be expelled therefrom, but by a vote of two thirds, at least, of the fellows present, at the annual meeting of the society.

7. *Consultation.* To promote the laudable design of the Legislature, in forming and incorporating this society, to prevent, as far as may be, all unqualified persons from practising medicine or surgery, and in order to discourage empiricism and quackery ; it shall be deemed disreputable, and shall be unlawful, for any fellow of this society, in the capacity of physician or surgeon, to advise

vise or consult with any person, who, having been a fellow of the society, shall be expelled therefrom, or with any person whatever, who shall hereafter commence the practice of medicine or surgery within this Commonwealth, until he shall have been duly examined and approbated by the censors of the society, or by those of some district society ; or, shall have received a degree of Bachelor or Doctor of Medicine at Harvard University ; or, (in case he shall have been educated in, or come from, some other state or foreign country) shall have produced, to the censors of the society, or those for the district wherein he resides, such evidence or testimonials of his qualifications for the practice of medicine or surgery, as they shall deem, and certify, to be sufficient to entitle him to the privileges of a physician or surgeon regularly introduced. And every fellow of the society, who shall abet or assist any person not so qualified, by affording him advice, or by consulting with him in the capacity of physician or surgeon, shall, for such offence, be disqualified from giving his vote, at any meeting of the society, or of the district society whereof he is a member, for one year ; shall be liable to the censure and reprimand of the counsellors ; and, in aggravated cases, to *expulsion*.

8. *Quackery*. Whenever any fellow of the society shall *publicly advertise* for sale any medicine, the composition of which he keeps a secret ; or shall, *in like manner*, offer to cure any disease by any such secret medicine, he shall be liable to expulsion, or such other penalty as the society, at their annual meeting, may think proper to inflict.

9. *District Societies' Meetings*. The fellows and honorary members of the society, may attend the meetings of any district society, although not members thereof, but shall not have the privilege of voting thereat.

CHAP.

CHAP. II. *Of the Counsellors.*

1. *Meetings.* ON the day next following the day of the annual meeting of the society, there shall be a stated meeting of the counsellors, at the place of such meeting, or as near thereto as may be, at the hour of 10, A. M. notice whereof shall be given at the same time the annual meeting of the society is notified. At this meeting there shall be chosen, by the counsellors present, from among all the persons elected counsellors, a President, Vice-President, Corresponding Secretary, Recording Secretary, Treasurer, Librarian and Cabinet Keeper, and five Censors, who shall hold their respective offices for the year ensuing, and until others are chosen in their stead ; and an inquiry shall be made respecting the state of the treasury. A stated meeting of the counsellors shall also be holden on the first Wednesday of October and February, annually, at such hour and place as the president shall appoint ; notice whereof shall be given in two of the newspapers printed in the town of Boston, fourteen days, at least, previous to the meeting : and the president shall call special meetings, whenever he shall deem it expedient, or whenever five of the counsellors shall request it in writing ; of which meetings like notice shall be given as before provided. In all meetings of the counsellors, except the first after their election, nine fellows shall be present to constitute a quorum for the transaction of business.

2. *Election of Fellows and Honorary Members.* Nominations of candidates for admission, as fellows or honorary members of the society, shall be made to the counsellors, by one or more of the fellows ; but no person resident within the limits
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of any established district society, shall be nominated by any one not belonging to that district; and the counsellors shall at every stated meeting examine and act upon the list of nominations (if any such there may be): and every person elected a fellow shall be notified thereof by the corresponding secretary; and upon declaring his assent, in the manner required by the act of incorporation, shall receive from the recording secretary a printed certificate in the form following, viz:

Commonwealth of Massachusetts.

This may certify that A B, of C, in the county of D, was elected a fellow of the Massachusetts Medical Society, on the day of A. D. and is entitled to all the honours and privileges of the society.

In testimony whereof, I have hereunto set my hand, and caused the seal of the society to be affixed, at this day of A. D. 18 .

Attest. C D, *Recording Secretary.*

A B, *President.*

3. *General Duties.* That the intention of the Legislature, expressed in their acts of incorporation, may be effected, it shall be the duty of the counsellors for the time being, once in every three years, at the least, to specify such authors in anatomy, chemistry, materia-medica, surgery, midwifery, and the theory and practice of medicine, as they shall judge proper and necessary to be studied by medical and surgical pupils, previous to, and to qualify them for, an examination before the censors: and they shall, as the law directs, cause this specification to be published in three newspapers, in three different counties, and in at least two papers in the town of Boston. The counsellors shall, also, occasionally, propose subjects for the attention of the fellows; such as the history of epidemics, accounts of births and deaths, diaries of the weather, &c. to be communicated to the society. They shall receive all communications, and select such as are proper to be read at
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the meetings of the fellows of the society ; or, if they judge it more expedient, prepare summaries of their contents. The counsellors may also select and publish, from time to time, such papers and proceedings of the society, as they shall judge proper, and appropriate money for any other purposes which they may deem expedient, as far forth as the funds of the society will permit.

4. *Discourse.* The counsellors shall, at their meeting in June or October, annually appoint a suitable person or persons to read a discourse or dissertation, on such medical subject as the person so elected may choose, before the fellows of the society, at their annual meeting ; and, in case the person or persons thus chosen should decline the service, the president, with five of the counsellors, may appoint others in their stead : and a copy of every such discourse, when read, shall be deposited, by its author, with the corresponding secretary.



CHAP. III. *Of Officers.*

1. *President.* THE president shall call all meetings of the fellows and counsellors of the society, regulate all debates thereat, state and put questions, call for reports of committees, enforce an observance of the by-laws and regulations, have custody of, and use, on proper occasions, the seal of the society, administer such oaths as are conformable to the constitution, have a casting vote in all meetings of the fellows and counsellors of the society, and perform such other duties as may be assigned him.

2. *Vice-President.* The vice-president, in case of the death, resignation, disability or absence of the
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the president, shall hold and exercise all the powers in the first section of this chapter, until a new choice of president ; and, in the absence of the president and vice-president, the senior counsellor present shall preside in the meetings of the fellows and counsellors of the society.

3. *Corresponding Secretary.* The corresponding secretary shall have the charge and custody of all letters and communications transmitted to the counsellors of the society ; shall cause papers, written in any foreign language, to be translated into English ; prepare and transmit answers to correspondents in such language and form as the counsellors may direct ; shall transmit to the secretaries of the several district societies, information of the books specified and required by the counsellors to be studied by all candidates for examination, before the censors ; shall, as soon as may be, notify every person elected a fellow or honorary member of the society, of his election, and the time when it was made ; and, at the same time, transmit him a copy of the laws and by-laws of the society ; and, shall perform such other duties, as may be assigned him.

4. *Recording Secretary.* The recording secretary shall have charge of the laws and records of the society ; shall notify and attend the meetings of the fellows and counsellors of the society, and those of the censors, and keep a fair record of their proceedings respectively, which he shall read at the opening of the succeeding meeting ; and he shall read, at the meetings of the fellows of the society, all such communications as the counsellors may think proper to make. He shall receive the nominations of candidates for admission into the society, and, immediately after any person is elected a fellow, or honorary member, of the society, transmit information thereof, and a copy of the laws
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and by-laws, to the corresponding secretary. He shall receive applications from all persons, who may present themselves for examination, notify the chairman of all committees, furnish necessary papers, with the names of the committee, and perform any other services, which may be assigned him : and if, at any time, either of the secretaries should be absent, the one attending shall perform the services of both, but shall, as soon as possible, arrange and deliver over the papers to their respective departments. The secretaries may also, with the consent of the president, furnish attested copies of papers and transactions belonging to their several departments, for which such fees may be demanded, as the counsellors shall establish.

5. *Treasurer.* The treasurer shall give security for the trust reposed in him, whenever the counsellors shall judge it to be requisite, and the funds of the society will admit of a compensation for his services. He shall demand and receive all money due to the society, together with all bequests and donations ; he shall demand, and (if necessary) sue for and recover, all fines due to the society ; he shall, under the direction of the counsellors, sell or lease any estate belonging to the society, and execute the necessary papers ; he shall in general have the care and management of the fiscal concerns of the society, and keep an accurate statement of all receipts and expenditures ; he shall pay no money out of the treasury, but by an order from the president, and his accounts shall be examined and reported annually to the counsellors, at their first meeting, after the annual meeting of the society, by a committee appointed by them for that purpose.

6. *Librarian and Cabinet Keeper.* The librarian and cabinet keeper, shall have in his custody
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and charge, the books, museum, instruments and apparatus of the society. He shall keep an accurate register of and arrange them in a proper manner ; shall make such disposal of them from time to time, as the counsellors may direct, for the benefit of the fellows, and make an annual statement of the business of his department to a committee, who shall report the same to the counsellors ; and he shall carefully record all donations made in his department, to the society.

7. *Resignation, Removal and Replacement of Officers.* Every officer of the society may, for sufficient reasons, resign his office, or may be removed therefrom by order of the counsellors, for neglect, inattention or mal-conduct ; in either of which cases, or on the death of any officer, the counsellors shall supply his place, as soon as may be convenient.



CHAP. IV. *Of Examinations and Licenses.*

1. *Censors' Meetings.* THERE shall be a meeting of the censors, annually, in the town of Boston, for the examination of candidates for the practice of medicine, surgery, and midwifery, on the Thursday next preceding the day of the annual meeting of the fellows of the society, as provided in the act of incorporation ; also, on the day following the meeting of the counsellors in October and February. Ten days, at least, previous to these several meetings, notice thereof shall be given to the public in two newspapers, printed in Boston, specifying the place, and time
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of day, at which they are to be holden. Three shall constitute a quorum, and the senior censor shall preside ; and no fellow shall be exempted from serving in this office, except the president, the vice-president, and such others as have heretofore sustained those offices, unless by a vote of the counsellors : and every censor who shall neglect or refuse to attend these meetings for examination of candidates, without offering an excuse which shall be satisfactory to those who do attend, shall pay a fine of ten dollars for the use of the society.

2. *Candidates and their Qualifications.* No person, educated within this Commonwealth, shall be admitted to an examination by the censors of the society, or by those of any district society, unless he have the following qualifications :—1st. He shall have such an acquaintance with the Greek and Latin languages, as is necessary for a medical or surgical education, and with the principles of geometry and experimental philosophy. 2d. He shall have studied three full years under the direction, and attended the practice, of some one or more of the *fellows or honorary members* of the society ; during which time he shall have studied the most approved authors in anatomy, chemistry, materia-medica, surgery, midwifery, and the theory and practice of medicine ; or, at least, all those which the counsellors shall from time to time specify, as constituting a proper course of medical, or surgical, education. No person, educated without this Commonwealth, shall be admitted to an examination, either by the censors of the society, or those of any district society, unless he have the qualifications specified in the first of the articles above mentioned ; and, instead of those required in the second, shall have studied three full years under the direction, and attended the

the practice, of some reputable physician or physicians, surgeon or surgeons, as the case may be. The censors of the society, and those of the several districts, before examining any candidate, shall demand and receive from him a satisfactory certificate of his being qualified in one or the other of the modes above mentioned, and such certificate shall be delivered by the censors to the recording secretary, or to the secretary of the district society, as the case may be, whose duty it shall be to put it on file, and make a record thereof.

Provided nevertheless, that, whereas, by an act of the Legislature of this Commonwealth, the counsellors of the society are authorised to elect, as fellows of the society, all the reputable physicians within this Commonwealth; and whereas, since the counsellors were thus authorised, time sufficient has not yet elapsed to enable them to ascertain, who all those persons are, that are suitable to be thus elected; therefore that provision of this section of the by-laws, by which the tuition of pupils is confined to the fellows or honorary members of the society, shall not come into operation before the fourth day of June, A. D. 1813.

3. *Censors' Duty.* The censors of the society, and those of the several districts, shall examine candidates, qualified, as is specified in the preceding section, in physiology, pathology, therapeutics, and surgery. They shall previously agree upon the mode of examination, and, having approved a candidate, shall certify the same to the recording secretary, or to the secretary of the district society, as the case may be, who, on receiving ten dollars, to be paid to the treasurer for the use of the society, shall record such certificate, and thereupon furnish the person approbated, with a certificate, or letter testimonial, printed and completed in the form following:

Certificate.

Certificate. We the subscribers, censors
 duly appointed and authoris-
 ed, have examined A B, of C, in the county of D, a candidate
 for the practice of and, having found him
 qualified, do approve and license him as a practitioner in
 agreeable to the law in that case made and pro-
 vided.—Dated at E, this day of A. D. 18 .

{ F G.
 { H I.
 { K L.

By virtue of the power in me vested, I have hereunto af-
 fixed the seal of the Massachusetts Medical Society.

Attest. O P. Recording Secretary.

M N. President.

Or, if the approved candidate should choose to
 have his credentials in Latin, they shall be in the
 form following, viz.

Omnibus ad quos hæc literæ perveniant, salutem.—Notum
 esto, quod nos Censores, A B,
 in C, comitatus D, in republica nostra, habitantem, de ratione
 et progressu ipsius studiorum in re exquisivimus;
 et, quod eum, ad omne munus facultatis paratum
 et instructum esse censemus: Nos, itaque, merito, potestates om-
 nes ac privilegia exercendi, et profitendi, pro auc-
 toritate nobis (legibus reipublicæ) concedita, damus ei, et con-
 cedimus. In cujus rei testimonium nostrum nomina subsignavi-
 mus, apud B, die A. D. 18 .

{ A B.
 { C D.
 { E F. *ad*

.In, quorum omnium et singulorum, fidem, presentes literas,
 sigillum societatis manumque meum apposui.

Attestat. Y Z, Protonotarius.

W X, Preses.

The censors of the society, or those of the se-
 veral districts, upon application from any person
 who has been educated in, or who shall come
 from, any other state or foreign country, shall ex-
 amine such evidence, or letters testimonial, as he
 shall offer for the purpose of proving himself to be
 duly qualified to practise medicine or surgery;
 and if, upon due inquiry, they shall deem him to
 be properly qualified therefor, they shall certify
 the

In testimony whereof, the president, pursuant to the aforesaid vote of the counsellors, has hereunto subscribed his name, and affixed the seal of the corporation, at this
day of A. D. 18

Attest. K. L, *Rec. Sec.*

M. M. *Pres.*

2. *Of District Officers, and their Duties relating to the General Society.* In every district society, there shall be annually elected a president, vice president, treasurer, secretary, and a librarian and cabinet keeper. The president, vice-president and treasurer of each district society, shall inspect all communications made to that society, and shall direct the secretary thereof to transmit, to the corresponding secretary of the society, such communications, or a copy thereof, or extracts therefrom, as they shall judge to be deserving the inspection of the counsellors. The secretary of each district shall have the custody of all communications made to that society, and shall keep a fair record of their proceedings ; an account of which he shall annually transmit to the corresponding secretary of the society : also, he shall, from time to time, transmit to the said corresponding secretary, all such communications, as the president, vice-president and treasurer of his district, shall deem to be deserving the consideration of the counsellors.

The Treasurer of each district society may receive the assessment due, annually, from each fellow of the society, according to the third section of the first chapter of these by-laws ; and he shall transmit it to the treasurer of the general society, within three months after the receipt thereof.

The Librarian and Cabinet Keeper of each district society, shall have the custody of the books, museum, instruments and apparatus belonging to his district ; and shall transmit a catalogue of all
the

the articles intrusted to his care, to the librarian and cabinet keeper of the general society : also, whenever any article shall be sold or exchanged, he shall, in like manner, give information thereof.

The District Censors shall meet at such times and places as the counsellors may direct ; and no member of a district society shall be exempted from sustaining the office of a censor for the district wherein he resides : and in case any one, appointed to the aforesaid office, shall *unreasonably* neglect or refuse to perform the duties thereof, he shall forfeit and pay to the treasurer of the general society, for every such neglect or refusal, the sum of ten dollars. Three shall constitute a quorum, in like manner as is provided by the first section of the fourth chapter respecting the censors of the general society : and the counsellors shall be the judges of the reasonableness of every excuse, which may be offered by any one, who shall fail to perform his duty as a district censor.



Orders.

1. ON the day of the annual meeting of the fellows of the society, a dinner shall be provided, under the direction of the counsellors, at the expense of the society, for such of the fellows as attend the said meeting.

2. All printed publications shall be in the form of octavo.

3. At the meetings of the fellows and counsellors of the society, the president shall not leave the chair, unless on some urgent occasion, nor speak to any question without first obtaining permission.

4. No

4. No fellow shall speak in any debate, without rising and addressing himself to the president.

5. No fellow, having spoken once in any debate, shall speak to the prevention of another, who has not spoken, and manifests a desire to speak.

6. Every fellow, as soon as he has done speaking, shall sit down.

7. No fellow shall interrupt another while speaking, unless it be to call him to order, or to correct a mistake.

8. No fellow shall speak to any matter after the question is put.

9. No motion shall be considered, unless seconded.

10. No fellow shall nominate more than one person for the same committee, provided the first person nominated by him, be chosen.

11. No vote shall be reconsidered, at the same meeting, by a smaller number than were present at its passing.



A List of the present
FELLOWS & HONORARY MEMBERS
 OF THE
MASSACHUSETTS MEDICAL SOCIETY.



A

Samuel Adams, *Bath.*
 Samuel Adams, *Wiscasset.*
 Moses Appleton, *Bridgetown.*
 Israel Atherton, *Lancaster.*

B

Thomas Babbit, *Brookfield.*
 Alvan Bacon, *Scarborough.*
 Jeremiah Barker, *Falmouth.*
 Amos Bancroft, *Weston.*
 Josiah Bartlett, *Charlestown.*
 John Bartlett, *Roxbury.*
 Nath. Bradstreet, *Newburyport.*
 Chauncey Brewer,
 Oliver Brewster, *Becket.*
 Josiah W. Brewster, *Blansford.*
 William Baylies *Dighton.*
 John Brooks, *Medford.*
 Benjamin Brown, *Waldoboro'*
 Hugo Burghardt, *Richmond.*
 William Buel, *Sheffield.*

C

Abijah Cheever, *Boston.*
 Timothy Childs, *Pittsfield.*
 Hezekiah Clark, *Lanesborough.*
 Parker Cleaveland, *Byfield.*
 Neh. Cleaveland, *Topsfield.*
 Nathaniel Coffin, *Portland.*
 John G. Coffin, *Boston.*
 William Coffin, *Gloucester.*
 Charles Coffin, *Newbury.*
 Daniel Coney, *Augusta.*
 Robert Cutler, *Amherst.*
 William Cutler, *Hardwick.*

D

Thomas Danforth, *Boston.*
 John Dixwell, *Boston.*
 John Drury, *Marblehead.*
 Simeon Dunbar, *Bridgewater.*

D

Elihu Dwight, *South-Hadley.*
 Aaron Dexter, *Boston.*

E

Samuel Emerson, *Kennebeck.*
 Shirley Erving, *Portland.*
 William Eustis, *Boston.*

F

Sam. Farnsworth, *Bridgetown.*
 Enoch Faulkner, *Hamilton.*
 Noah Fearing, *Bridgewater.*
 Seth Field, *Brookfield.*
 John Field, *Oakham.*
 Oliver Fisk, *Worcester.*
 Joseph Fisk, jun. *Lexington.*
 Joshua Fisher, *Beverly.*
 John Fleet, *Boston.*
 Austin Flint, *Leicester.*
 Daniel Fogg, *Braintree.*
 Dudley Folsome, *Gorham.*
 Francis Foxcroft, *Brookfield.*
 Nathaniel Freeman, *Sandwich.*
 John Frink, *Rutland.*

G

Wm. Gamage, *Cambridge.*
 James Gardner, *Lynn.*
 Henry Gardner, *Malden.*
 Jacob Gates, *Boston.*
 Rowland Gilston, *Nantucket.*
 John Green, *Worcester.*

H

Nathan Hayward, *Plymouth.*
 Abiel Heywood, *Concord.*
 John Hay, *Reading.*
 Richard Hazeltine, *Brunswick.*
 Lemuel Heyward, *Boston.*
 Gad Hitchcock, *Pembroke.*
 Edward A. Holyoke, *Salem.*
 Samuel Holten, *Danvers.*
 Amos Holbrook, *Milton.*

John

John C. Howard, *Boston*.
 Marius Howe, *Bristol*.
 Ebenezer Hunt, *Northampton*.
 Isaac Hurd, *Concord*.
 John Hubbard, *Readfield*.
 John A. Hyde, *Freeport*.

I

William Ingalls, *Boston*.

J

James Jackson, *Boston*.
 Charles Jarvis, *Boston*.
 John Jeffries, *Boston*.
 Tim. L. Jennison, *Cambridge*.
 David Jones, *N. Yarmouth*.
 Horatio Jones, *Stockbridge*.

K

Thomas Kast, *Boston*.
 Thomas Kitteridge, *Andover*.
 Aaron Kingsman, *Portland*.

L

William Lamb, *Grafton*.
 Jonathan Leonard, *Sandwich*.
 Eldad Lewis, *Lenox*.
 Moses Little, *Salem*.
 James Lloyd, *Boston*.

M

James Mann, *Wrentham*.
 Thomas Manning, *Ipswich*.
 Ammi R. Mitchel, *N. Yarm.*
 Nathaniel Miller, *Franklin*.
 Stephen Munroe, *Sutton*.

N

Samuel Nye, *Salisbury*.

O

Benjamin L. Oliver, *Salem*.
 Joseph Osgood, *Salem*.
 George Osgood, *Andover*.
 Jonathan Osgood, *Gardner*.
 Cushing Otis, *Scituate*.

P

Benjamin Page, jun. *Hallowell*.
 James Parker, *Gardner*.
 Abiel Pearson, *Andover*.
 Samuel Perry, *New Bedford*.
 Martin Phelps, *Belchertown*.
 Ebenezer H. Phelps, *Charlton*.
 Thomas Pickman, *Salem*.

Oliver Prescott, *Groton*.

R

Isaac Rand, *Boston*.
 Isaac Rand, jun. *Boston*.
 Tilly Rice, *Brookfield*.
 Abijah Richardson, *Medway*.
 Daniel Rose, *New Milford*.

S

Nath. Saltonstall, *Haverhill*.
 Erastus Sargeant,
 Micajah Sawyer, *Newburyport*.
 Samuel Savage, *Barnstable*.
 Charles L. Segars, *Northampton*.
 Remember Sheldon, *Williamst.*
 Benjamin Shertleff, *Boston*.
 Daniel Shute, *Hingham*.
 Amos Spofford, *Rowley*.
 William Spooner, *Boston*.
 Moses Spooner, *Winchendon*.
 Ezra Starkweather, *Chesterf.*
 John Stone, *Greenfield*.
 Foster Swift, *Taunton*.

T

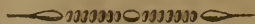
James Thacher, *Plymouth*.
 Thomas Thaxter, *Hingham*.
 Robert Thaxter, *Hingham*.
 Philip Theobald, *Dresden*.
 Stephen Thomas, *Portland*.
 Abr. R. Thompson, *Charlestown*.
 Joseph Torrey, *Salem*.
 David Townsend, *Boston*.
 John D. Treadwell, *Salem*.
 Cotton Tufts, *Weymouth*.

W

John Walton, *Pepperel*.
 John C. Warren, *Boston*.
 John Warren, *Boston*.
 George Ware, *Dighton*.
 Richard Wells, *Conway*.
 Henry Wells, *Montague*.
 Thomas Welsh, *Boston*.
 Elisha Whitney, *Beverly*.
 Israel Whitton, *Winchendon*.
 William S. Williams, *Deerfield*.
 Thomas Williams, *Roxbury*.
 Tapley Wyeth, *Sherburne*.

HONORARY

HONORARY MEMBERS.



Pardon Bowen, <i>Provid. R. I.</i>	John C. Lettsom, <i>London, G. B.</i>
Ammi R. Cutler, <i>Portsm. N. H.</i>	John Osborne, <i>Middletown, Conn.</i>
Manass. Cutler, <i>Hamilton, Mass.</i>	William Paine, <i>Worcester, Mass.</i>
John Feron, <i>Lisle, France.</i>	Benj. Ruth, <i>Philad. Penn.</i>
Lem. Hopkins, <i>Hartford, Con.</i>	William Shippen, <i>do.</i>
John Jones, <i>New-York.</i>	Elias Willard, <i>Albany.</i>
Adam Kuhn, <i>Philad. Penn.</i>	

Med. Hist.

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